

ITEM: 12

SUBJECT: Amador Water Agency, Amador County Service Area No. 3, Lake Camanche Village Wastewater Treatment Plant, Amador County

BOARD ACTION: *Consideration of a Administrative Civil Liability Order with a Proposed Supplemental Environmental Project*

BACKGROUND: The Amador Water Agency's Lake Camanche Village Wastewater Treatment Plant is regulated by Waste Discharge Requirements (WDR) Order No. 5-01-033 and Cease and Desist (C&D) Order No. R5-2003-0126. Since February 2003, there have been three documented spills that have entered surface water drainage courses or surface waters. On 31 October 2005, the Executive Officer issued Administrative Civil Liability Complaint No. R5-2005-0527 in the amount of \$100,000 for violations of the WDRs and C&D. The details regarding the facility's compliance history and the issuance of the ACL Complaint are provided in the attached staff report.

ISSUES: On 9 December 2005, the Discharger submitted a proposal to pay half the Complaint (\$50,000) and to fund a supplemental environmental project (SEP) to satisfy the remainder of the administrative civil liability. The proposed SEP involves allocating \$50,000 towards preparing a Management Plan aimed at the maintenance, preservation, and enhancement of habitat and natural resources around the New York Ranch Reservoir, located near Sutter Creek, Amador County. The Discharger currently owns the reservoir site, and plans to donate and place the property into a conservation easement to benefit the public. The Discharger is actively working with the California Department of Fish and Game, the Central Sierra Resource Conservation and Development Council, and the Foothill Conservancy to manage the site. The management plan will be prepared with input from all groups.

On 22 December 2005, the Discharger submitted a check for \$50,000 in payment for a portion of the Administrative Civil Liability. The proposed ACL Order recognizes that \$50,000 has been paid, incorporates the Discharger's proposed SEP, and requires that the Discharger submit certain documentation and reports as milestone tasks demonstrating progress and completion of the project. If the Discharger fails to submit the documentation and reports by the required due dates or fails to complete the SEP, then the remainder of the ACL will be due upon request of the Executive Officer. In addition, any unused portion of the \$50,000 SEP amount will be submitted to the State.

Staff recommends that the ACL Order, incorporating the SEP, be adopted as proposed.

Mgmt. Review _____
Legal Review _____

26/27 January 2006 CVRWQCB Board Meeting
Central Valley Regional Water Quality Control Board
11020 Sun Center Dr. #200
Rancho Cordova, CA 95670